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From: Catherine Metzger
Patent Paralegal to Michael J. Keller, Esq.

UNITED STATES PATENT AND
TRADEMARK OFFICE

Pages: 10, including cover sheet

Fax: 571-273-8300

Date: August 15, 2007

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Re: U.S. Patent Appl. No.: 10/713,873
Filing Date: November 14, 2003
First Named Inventor: Solovay, Kenneth S.
Art Unit: 3734
Examiner: Bui, Vy Q.
Attorney Docket No.: 07086-1-005000

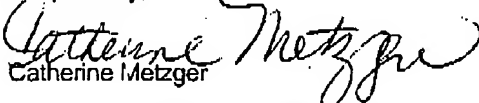
Dear Sir:

Attached are the following items in connection with the non-final response mailed on May 15, 2007 regarding the above-referenced patent application:

1. Transmittal Letter (1 pg.)
2. Amendment and Remarks in Response to Non-Final Office Action Dated May 15, 2007 (8 pgs.)

If you have any questions or further requirements, please contact Michael J. Keller at (954) 315-5044. Thank you.

Respectfully,


Catherine Metzger

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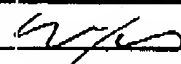
PTO/SB/21 (09-06)


Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/713,873
	Filing Date	11/14/2003
	First Named Inventor	Solovay, Kenneth S.
	Art Unit	3734
	Examiner Name	Vy Q. Dui
	Attorney Docket Number	07086-1-005000
Total Number of Pages in This Submission		10

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below).
Remarks The Director is hereby authorized to charge any fee(s) found to be due under 37 CFR 1.10 and 1.17 and to credit any overpayments to Deposit Account No. 502725 in the Name of: Lott & Friedland, P.A. An additional copy of this Transmittal Form is attached.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	LOTT & FRIEDLAND, P.A.	
Signature		
Printed name	MICHAEL J. KELLER	
Date	August 15, 2007	Reg. No. 38,201

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Signature		
Typed or printed name	Catherine Metzger	Date August 15, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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In re Application of:)	
)	Examiner: Vy Q Bui
Solovay, Kenneth S.)	
)	Group Art Unit: 3734
Serial No.: 10/713,873)	Confirmation No. 1881
)	
Filed: November 14, 2003)	Atty. Docket No.: 07086-1-005000
)	
For: RAIL STENT)	Customer No. 35996

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REMARKS IN RESPONSE TO**NON-FINAL OFFICE ACTION**

Dear Sir:

In response to the Office Action dated May 15, 2007, Applicant responds as follows:

Claims Listing begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.